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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOHN RUFFLER,

Plaintiff,

-against-

METRO-NORTH COMMUTER RAILROAD,

Defendant.

1:20-cv-10618-MKV

ORDER

MARY KAY VYSKOCIL, United States District Judge:

The Court is in receipt of the joint letter regarding the status of discovery and their request for a referral to a Magistrate Judge for settlement purposes. [ECF No. 18]. Defendant further represents that, should settlement discussions fail, it reserved the right to file a Motion for Summary Judgment. [ECF No. 18].

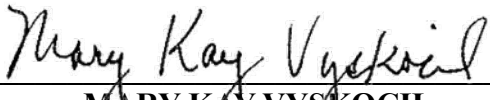
Therefore, IT IS HEREBY ORDERED that the conference scheduled for January 11, 2022 is ADJOURNED to February 22, 2022 at 11:00 AM.

On or before February 15, 2022, the parties shall submit a joint letter. That letter should include:

- a. a brief description of the discovery undertaken and if either party believes any additional discovery needs to be completed;
- b. a statement describing the status (but not substance) of any settlement discussions;
- c. a statement of whether any party anticipates filing a motion for summary judgment or a motion to exclude expert testimony (*see* Individual Practice Rules ¶4(A)(i));
- d. any other issue that the parties would like to address at the conference.

**SO ORDERED.**

**Date: January 5, 2022**  
**New York, NY**

  
**MARY KAY VYSKOCIL**  
**United States District Judge**